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VIA ECF

July 21, 2021

The Honorable John G. Koeltl
United States District Court
Southern District of New York
500 Pearl Street, Courtroom 14A
New York, NY 10007

*Time to object extended
to August 23, 2021.
Time to respond is 9/3/21.
So ordered.
7/21/21 JGK/ELP
U.S.D.S.*

Re: Ukraine v. PAO Tatneft, No. 1:21-mc-00376-JGK-SN

Dear Judge Koeltl:

Pursuant to Rule I.E. of your Honor's Individual Practices, Petitioner Ukraine respectfully requests that the Court extend the time for objecting to Judge Netburn's July 19, 2021 Order denying Ukraine's motion to quash (Dkt. 16).

The current deadline for objecting to the Order falls on August 2, 2021. *See* Fed. R. Civ. P. 72. Ukraine respectfully requests a four-week extension of time until August 30, 2021 or, at minimum, a three-week extension of time until August 23, 2021. An extension of time is necessary due to counsel's conflicting commitments in three other litigation proceedings and two other arbitration proceedings, as well as international travel. An extension is also needed to obtain instructions and further input from the State of Ukraine, which is a time-consuming process that typically requires convening an inter-agency working group meeting, and which may be challenging during the summer period. In addition, Ukraine's motion to stay execution of judgment, including discovery in aid of execution, is currently pending before the D.C. Circuit and could moot the dispute before this Court, so that an extension of time may promote judicial economy.

This is Ukraine's first motion for an extension of time to object to the July 19, 2021 Order. No prior request has been granted or denied. Respondent PAO Tatneft has withheld its consent, stating its intention to proceed on the basis that no court order currently in effect bars it from pursuing discovery (Exhibits A-B).

Should your Honor require any additional information, please feel free to contact us. We appreciate your consideration in this matter.

Respectfully submitted,

/s/ Maria Kostytska
Maria Kostytska, Partner
WINSTON & STRAWN LLP
Counsel for Ukraine

Cc: All Counsel of Record (Via ECF)

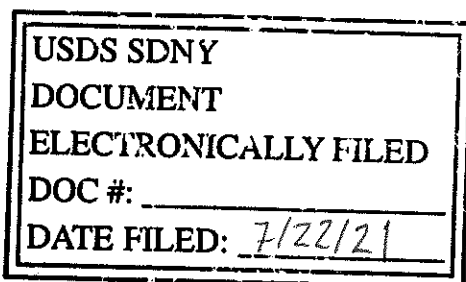


EXHIBIT A

Kostytska, Maria

From: Kostytska, Maria
Sent: mercredi 21 juillet 2021 19:16
To: Lauren Handelsman
Cc: Morag, Boaz S.; Sarah Dowd; Kim, Allison; McDonald, Mark E.; Blackman, Jonathan I.; Slater, Matthew D.; Librera, Kelly; Buchanan, Tom
Subject: RE: Ukraine v. PAO Tatneft, Case No. 1:21-mc-00376-JGK-SN - meet & confer

Dear Lauren,

Thank you for your response. We will proceed with the filing of our letter motion requesting an extension.

Best regards,

Maria Kostytska

Partner/Associé

Avocate à la Cour

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Merci de penser à l'environnement avant d'imprimer cet e-mail / Please consider your environmental responsibility before printing this e-mail.

From: Lauren Handelsman <lhandelsman@binderschwartz.com>

Sent: mercredi 21 juillet 2021 16:33

To: Kostytska, Maria <MKostytska@winston.com>

Cc: Morag, Boaz S. <bmorag@cgsh.com>; Sarah Dowd <sdowd@binderschwartz.com>; Kim, Allison <alkim@cgsh.com>; McDonald, Mark E. <memcdonald@cgsh.com>; Blackman, Jonathan I. <jblackman@cgsh.com>; Slater, Matthew D. <mslater@cgsh.com>; Librera, Kelly <KLibrera@winston.com>; Buchanan, Tom <TBuchana@winston.com>

Subject: RE: Ukraine v. PAO Tatneft, Case No. 1:21-mc-00376-JGK-SN - meet & confer

Maria,

PAO Tatneft does not consent to the extension of time proposed in your letter. As a result of the Order in the above-referenced case, the third-party financial institutions' compliance with the subpoenas served by PAO Tatneft is no longer tolled and PAO Tatneft will be proceeding accordingly. Ukraine's motion to stay execution in the D.C. Circuit has not been granted, and does not impact these proceedings.

Regards,
Lauren

Lauren K. Handelsman

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* * *

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From: Kostytska, Maria <MKostytska@winston.com>

Sent: Tuesday, July 20, 2021 1:09 PM

To: Lauren Handelsman <lhandelsman@binderschwartz.com>

Cc: Morag, Boaz S. <bmorag@cgsh.com>; Sarah Dowd <sdowd@binderschwartz.com>; Kim, Allison <alkim@cgsh.com>; McDonald, Mark E. <memcdonald@cgsh.com>; Blackman, Jonathan I. <jblackman@cgsh.com>; Slater, Matthew D. <mslater@cgsh.com>; Librera, Kelly <KLibrera@winston.com>; Buchanan, Tom <TBuchana@winston.com>

Subject: Ukraine v. PAO Tatneft, Case No. 1:21-mc-00376-JGK-SN - meet & confer

Dear Lauren,

Please see attached. We look forward to hearing from you.

Best regards,

Maria Kostytska

Partner/Associé

Avocate à la Cour

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EXHIBIT B



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July 20, 2021

Lauren K. Handelsman
Binder & Schwartz LLP
366 Madison Avenue, 6th Floor
New York, NY 10017

By email

Re: Ukraine v. PAO Tatneft, Case No. 1:21-mc-00376-JGK-SN

Dear Lauren,

The July 19, 2021 Order in the above-referenced case indicates that the matter will be closed “[a]bsent a timely filed objection under Federal Rule of Civil Procedure 72 or further application to the Court within 14 days.” Dkt. 16, 15. We intend to submit a letter motion seeking an extension of time to take further steps in light of, *inter alia*, counsel’s conflicting commitments in other cases and the need to obtain instructions from the State of Ukraine, which is a time-consuming process. We believe that no inconvenience would be caused by this extension, as Ukraine’s motion to stay execution, including discovery in aid of execution, is pending in the D.C. Circuit, and it would be dispositive of the subpoenas.

In light of these considerations, please advise whether PAO Tatneft would consent to a four-week extension of time, from August 2, 2021 to August 30, 2021. We would welcome your response by email by 12 noon tomorrow July 21, 2021 and remain open to a telephone call.

Thank you.

Best regards,

A handwritten signature in cursive script that reads "Maria Kostytska".

Maria Kostytska, Partner
Winston & Strawn LLP

Cc: Thomas Buchanan and Kelly Librera, Winston & Strawn LLP
Jonathan Blackman, Mark McDonald, Matthew Slater, Boaz Morag and Allison Kim, Cleary
Gottlieb Steen & Hamilton LLP